

COMMISSION MEETING MINUTES

Indiana Fire Prevention and
Building Safety Commission
Government Center South
302 West Washington Street
Indianapolis, Indiana 46204
Conference Center Room B

June 4, 2013

Pursuant to IC 22-12-2-6, the Indiana Fire Prevention and Building Safety Commission's regular monthly meeting was opened by Chairman Hannum at 9:01 a.m. on June 4, 2013.

- (a) Commissioners present at the Commission meeting:

Diana M. H. Brenner
Ron Brown
Tom Cloud
Michael Corey
Kevin Goeden, representing the Commissioner, Department of Labor
David Hannum, Chairman
John Hawkins
Todd Hite, representing the Commissioner, Department of Health
Matt Mitchell
Patrick Richard

- (b) The following departmental and support staff were present during the meeting:

Legal and Code Services
Mara Snyder, Director, Legal and Code Services
Cecilia Ernstes-Boxell, Code Specialist
Denise Fitzpatrick, Code Specialist
John Haines, Code Specialist
John Hibner, Code Specialist
Beth Sutor, Secretary

- (c) James Schmidt, Deputy Attorney General, was present.

2. Old Business

Chairman Hannum called for any corrections or a motion to approve the minutes of the May 8, 2013, meeting. Commissioner Mitchell noted that he had abstained from voting on variance 13-05-68, Klipsch Music Center, Noblesville. Commissioner Corey moved to approve the minutes as amended, with the second by Commissioner Cloud. It was voted upon and carried.

3. Third Party Inspections

Pyramid1, Inc.
P.O. Box 463
New Paris, IN 46553

Marc Reynolds, Fire and Building Code Enforcement, introduced the application and recommended approval. Commissioner Corey moved to approve, with the second by Commissioner Mitchell. It was voted upon and carried.

State Fire Marshal James Greeson presented The Indiana State Fire Marshal Meritorious Service Award to Chairman David Hannum, in recognition of his years of service on the Fire Prevention and Building Safety Commission, and his dedication to making Indiana a better, safer place to live.

4. Variances

Tabled Variances

The proponent for variance 13-01-36(b), Lafayette Family YMCA, Lafayette, requested the application be tabled until December 3, 2013, if possible. Commissioner Brown moved to table, with the second by Commissioner Corey. It was voted upon and carried. Proponents for variance 13-04-9 920 Adams Street Sprinklers, Gary, requested that it be tabled. Commissioner Corey moved to table, with the second by Commissioner Brown. It was voted upon and carried. The application also was still incomplete. Variance 13-05-2, Lake Lodge No. 157 F&AM, Crown Point, was represented by Ken Garst of Great Lakes Elevator Service, Inc. The chairlifts had been installed without final directional limits in approximately 1979. The manufacturing company had since closed shop, leaving no technical support available to bring the devices up to current standards. The units have solid mechanical stops welded to the frames which prevent the carriages from leaving the rails, and each has a safety brake. Following discussion, Commissioner Corey moved to approve, with the second by Commissioner Cloud. It was voted

upon and carried. Variance 13-05-11, St. Annes HVAC, North Vernon, was represented by Bernard Hauersperger, FPBH, Inc. He explained, in answer to a question, that outdoor air was brought in through the unit, though less than required by the Mechanical Code. Commissioner Hawkins moved to approve, with the second by Commissioner Corey. It was voted upon and carried. John Schnarr, Universal Design Associates, spoke as proponent for variance 13-05-16, Oakwood Health Campus, Tell City. The request was to provide an NFPA 13D sprinkler system, as had been installed in four other buildings, in lieu of the NFPA 13R sprinkler system required by code. Each unit of the building would have a fire and smoke alarm installed, and would have a 1-hour fire barrier between the garage and living area of the unit. Following discussion, Commissioner Brown moved to approve, with the second by Commissioner Corey. It was voted upon and carried. The missing information for variance 13-05-17, The Old Courthouse Catacombs / Haunted House, Evansville, was now in file. The variance had been an “A” on the May staff report, and would have been eligible for the block vote. Commissioner Corey moved to approve, with the second by Commissioner Mitchell. It was voted upon and carried. The proponent for 13-05-18, Contractors Steel Sprinkler Deactivation, Hammond, had not yet arrived. They would be heard later on the agenda. Variance 13-05-27, 2352 S. Henderson Street Windows, Bloomington, was now complete. Commissioner Corey moved to approve, with the second by Commissioner Mitchell. It was voted upon and carried.

Regular Variances

Chairman Hannum called for any abstentions or variances to be called out of the block vote. Commissioner Mitchell called out variances 13-06-62, Lafayette Community Bank – Main Branch, Lafayette, and 13-06-63, Lafayette Community Bank – West Branch, Lafayette, for individual consideration. Commissioner Corey noted he would abstain from voting on 13-06-20, Hampton Inn and Suites, Schererville. Staff requested that 13-06-54, Peerless Pump West Lobby Addition and Renovation, Indianapolis, also be called out for individual consideration. Commissioner Corey then moved to approve all “A” and “B” variances. Commissioner Cloud made the second. It was voted upon and carried.

The following variances were approved as submitted:

- (1) 13-06-3(b) Pigeon River Outlet, Shipshewana
- (2) 13-06-4 St. Jude Parish 2013 Renovation and Addition, South Bend
- (3) 13-06-5 D&L Metal Sales, LaGrange
- (4) 13-06-6 Bluffton-Harrison Middle School, Bluffton
- (5) 13-06-14 Ironworks Parking Garage, Indianapolis
- (6) 13-06-15 Solana Point Assisted Living Facility Balcony, Indianapolis
- (7) 13-06-16 Garrett Public Library Addition, Garrett
- (8) 13-06-19 Community Hospital East ED Expansion, Indianapolis
- (9) 13-06-21 Storage Express Building 12 & 13, Indianapolis
- (10) 13-06-23 Ivy Towns and Flats, West Lafayette
- (11) 13-06-24 Lilly K358 BIL Process, Indianapolis
- (12) 13-06-25 Muncie Casting Corporation Addition, Muncie
- (13) 13-06-26 Tindley Collegiate Academy, Indianapolis
- (14) 13-06-28 Brownsburg Meadows 4-Plex Residential Buildings, Brownsburg

- (15) 13-06-29(a)(b) Linden Square II Apartments, Avon
- (16) 13-06-37 Hendricks Power Cooperative Entry Addition and Renovation, Avon
- (17) 13-06-41 Endress+Hauser SC Customer Center Addition, Greenwood
- (18) 13-06-44 3M Electroacoustic Sound Lab, Indianapolis
- (19) 13-06-45 Linde Hammond Specialty Gas Plant, Hammond
- (20) 13-06-47 Johnny's Market, Indianapolis
- (21) 13-06-48(a)(b) Grassyfork Fisheries Building Renovation, Martinsville
- (22) 13-06-49 St. Roch Rectory Sunroom, Indianapolis
- (23) 13-06-52 562 Graham Place Windows, Bloomington
- (24) 13-06-53 New Community School, Lafayette
- (25) 13-06-64 Old 22 Storage, Hartford City

The following variances were heard separately:

- (26) 13-06-1 FOE #852 Sprinklers, Rochester

Jim Tyler, Secretary, spoke as proponent. The request was to no longer maintain the sprinkler system in the building. The pipes had developed pin holes, and to date, repair and replacement of sections had cost over \$10,000. An estimate for replacement of all the piping was listed at \$80,000 - \$100,000. A discussion of the use of PVC piping was held. Commissioner Corey moved to table to allow the proponent time to research the possible use of PVC piping, with the second by Commissioner Brown. It was voted upon and carried.

- (27) 13-06-2 2013 SVT Elevator, Munster

The proponent requested the application be tabled until July 2, 2013. Commissioner Corey moved to table, with the second by Commissioner Mitchell. It was voted upon and carried.

- (28) 13-06-3(a) Pigeon River Outlet, Shipshewana

Ernest Slayman spoke as proponent. The request was to omit sprinklers from a mixed occupancy building housing a small rural Amish store, a storage area, and studio apartment for the owner's parents. The residential portion was to have a 2-hour fire separation wall. The public would have access to only the central section of the building. Battery-operated, interconnected fire and smoke alarms would be provided throughout, and high-reflective exit signs would be posted at all interior and exterior exit doors. The property was served by neither a public water system, nor a commercial electrical

service. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Richard. It was voted upon and carried, with one nay.

(29) 13-06-7 Mounds Mall Sprinkler Heads, Anderson

Braun Roosa, General Manager, spoke as proponent. The request was to allow the sprinklers to remain in their current, noncompliant configuration until such time as the un-leased space is again leased and occupied. The new tenant would then bring the sprinkler heads into compliance, according to their needed coverage requirements. The area had been used for storage of fixtures, and was now emptied. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Corey. It was voted upon and carried, with one nay vote.

(30) 13-06-8(a)(b)(c) Tippecanoe Court Suite 2561 Remodel, Lafayette

The proponent requested the application be tabled. Commissioner Mitchell moved to table, with the second by Commissioner Corey. It was voted upon and carried.

(31) 13-06-9 2013 SVT Elevator, Hammond

The proponent had requested the application be tabled until July 2, 2013. Commissioner Corey moved to table, with the second by Commissioner Hite. It was voted upon and carried.

(32) 13-06-10 Hanover Stadium Expansion and Renovation, Hanover

Thomas Gates, SPGB Architects, and Scott Klein, Hanover Director of Operations, spoke as proponents. The expansion consisted of locker rooms, restrooms and press boxes. A new services building was to be constructed at a later date, providing concessions and restrooms. While they were tripling the existing fixture count, the facility would still remain two fixtures short of compliance. The request was to allow them to not comply with Table 29 at this time. Non-football locker rooms would be made available for use by the public on game days. Following discussion, Commissioner Cloud moved to approve, with the second by Commissioner Hite. It was voted upon and carried.

(33) 13-06-11 Backstage Bar and Grill, Evansville

The proponent requested the application be tabled. He reported the owner had hired a design professional. Commissioner Brown moved to table, with the second by Commissioner Cloud. It was voted upon and carried.

- (34) 13-06-12 Wawasee Community Schools Marine Trades Building, Syracuse

Ralph Gerdes, Ralph Gerdes Consultants, spoke as proponent. The school corporation had acquired an existing boat shop building, and is developing a Marine Trades program for the space. The request was to allow the school to delay bringing the building into compliance for an E occupancy for the 2013-2014 school year. The school would like to run the untried program for a year to determine if the public interest is sufficient to warrant investing money in renovation of the building. The program was to be limited to two teachers and fifteen students for each of the half-day sessions. Following discussion, Commissioner Brenner moved to table, with the second by Commissioner Brown. It was voted upon and carried.

- (35) 13-06-13 Upland Community Church Classroom Addition, Upland

Doug Trent, RTM Consultants, spoke as proponent. The request was to allow the use of a 2-hour fire barrier, with 1½ hour protected openings, to separate the Type V construction, sprinklered addition from the existing church. A structurally independent fire wall, as required by code, would be difficult to achieve. The existing masonry exterior wall of the church would, in part, be utilized in the separation. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Corey. It was voted upon and carried.

- (36) 13-06-17 Saw's Woodworking Building Addition, Nappanee

Rob Martin, Barr Design Group, spoke as proponent. A 64'x64' post-and-frame addition was to be added to the existing Amish facility. The manufacturing would be moved into the addition, and the existing shop area would be used to store finished product. The existing NFPA 664-compliant dust collection system would be installed in the addition. With no city water, the sprinkler system would require a dedicated well and pump house at an estimated cost of \$85,000-\$90,000. Public would not be allowed in the facility. Following discussion, Commissioner Brenner moved to approve with the condition that the storage area be separated from the manufacturing area with 1-hour fire rated separation. Commissioner Richard made the second. It was voted upon and carried, with one nay.

- (37) 13-06-18 Grace Assembly of God Worship Addition, New Whiteland

Doug Trent, RTM Consultants, spoke as proponent. The request was to allow the use of fixed curtains on the sides and across the top to frame a platform at the front of an auditorium. The curtain material would be flame retardant, and no scenery would be lowered from above. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Corey. It was voted upon and carried.

- (38) 13-06-20 Hampton Inn and Suites, Schererville

No proponent was present to answer questions, and the variance was incomplete. Commissioner Mitchell moved to table, with the second by Commissioner Corey. It was voted upon and carried.

- (39) 13-06-22(a)(b) The Bindery Artist's Studio, Lafayette

Melissa Tupper, RTM Consultants, spoke as proponent. An existing printing company building was being renovated to provide artist studios on the second floor, while keeping the printing business on the first floor. Variance (a) was to allow a travel distance 12 feet longer than that allowed by code. The building, with masonry walls and concrete floors, columns and beams, had a fire alarm system with manual pull stations. Monitored smoke detectors were to be added throughout the second floor and along the means of egress on the first floor. Variance (b) was to allow 8 foot partitions to be installed beneath 10' to 12' ceilings, providing walls for the studios. The request was to allow the partitions to not comply with requirements for rated corridors. Patrick Grimes, Lafayette Fire Department, did not object to the variances. Following discussion, Commissioner Richard moved to approve both variances, with the second by Commissioner Brenner. It was voted upon and carried.

- (40) 13-06-27(a)(b) Brownsburg Meadows Assisted Living, Brownsburg

Variance (a) was a request to amend the previously granted variance, 13-08-38(c), allowing locking devices for the memory unit. The unit was larger than previously described, having 4 smoke compartments for the residents to defend in place, instead of 2 from the first variance, and it was to be upgraded to an I-2 facility. Following discussion, Commissioner Brenner moved to approve, with the second by Commissioner Brown. It was voted upon and carried. Variance (b) was to allow two fire walls to have double egress doors, comprising almost 100% of the length of the fire wall, to separate the memory unit from the rest of the facility. There was an NFPA 13 sprinkler system on both sides of the doors. Following discussion, Commissioner Brown moved to approve, with the second by Commissioner Corey. It was voted upon and carried.

- (41) 13-06-30(a)(b) First Devington Apartments, Indianapolis

Tim Callas, J&T Consulting, spoke as proponent. The request in variance (a) was to allow a 1-hour roof drain enclosure within a 1-hour stair enclosure. The drain had been cited by the City of Indianapolis during inspection. T.J. Burns, Indianapolis Fire Department, stated he had heard it had not yet been enclosed during the inspection, thereby triggering the citation. Following discussion, Commissioner Cloud moved that no variance was required since the shaft was now enclosed, and the enclosed shaft did not

penetrate the fire barrier. Commissioner Mitchell made the second. It was voted upon and carried. Variance (b) was withdrawn.

(42) 13-06-31 Iglesia Cristiana Church, Indianapolis

Tim Callas, J&T Consulting, spoke as proponent. An existing retail space was to be converted to a church. The proponent had done a Chapter 34 evaluation on the space, and the space failed due to walls which did not meet the 2-hour requirement. The 1½ hour walls had 2 layers of 5/8" Type X drywall on the church side, and 1 layer on the neighboring tenant space side. Sam Bruner, Pike Twp. Fire Department, did not object to 1½ hour walls. Following discussion, Commissioner Mitchell moved to approve, with the second by Commissioner Brown. It was voted upon and carried.

(43) 13-06-32 Tippecanoe Camp Dining Hall, North Webster

Ed Rensink, RTM Consultants, spoke as proponent. The request was to not provide a sprinkler system for the facility. The size of the storm shelter in the basement had been reduced, and the dwelling unit for staff had been omitted since the variance had been filed. A fire alarm and smoke detection system were to be provided. The kitchen would have a 1-hour separation, and the floor/ceiling assembly between basement and first floor would also be 1-hour construction. No public water supply was available. The local fire department had stated they would truck in water. Following discussion, Commissioner Brenner moved to approve, with the condition that an additional exit must be provided on the southwest side of the building by the storage room. Commissioner Hawkins made the second. It was voted upon and carried.

Breaking and reconvening. Chairman Hannum recessed the Commission at 10:30 a.m. It was called back to order at 10:45 a.m.

(44) 13-06-8 (a)(b)(c) Tippecanoe Court Suite 2561 Remodel, Lafayette

The variance remained incomplete. Commissioner Corey moved to table, with the second by Commissioner Mitchell. It was voted upon and carried.

(45) 13-06-62 Lafayette Community Bank Main Branch, Lafayette
13-06-63 Lafayette Community Bank West Branch, Lafayette

Commissioner Mitchell had called out these variances due to a question. He had learned the answer in the meantime, and now no longer needed them to be discussed. Commissioner Mitchell then moved to approve both, with Commissioner Corey making the second. It was voted upon and carried.

(46) 13-06-33(a)(b) 410/412 East 16th Street, Indianapolis

Tim Callas, J&T Consulting, spoke as proponent. Variance (a) was to allow the porches of the 1894 house, removed at one point, to be reconstructed as the original porches appeared without sprinklering them. The proponent felt they did not add fire area to the building, and that they were a replacement instead of an addition. Carrie Ballenger, City of Indianapolis plan reviewer, explained she felt they were an addition. Following discussion, Commissioner Brenner moved that no variance was required, with the second by Commissioner Richard. It was voted upon and carried. Variance (b) was to allow the porches to be reconstructed as they appeared when the home was built in 1894. The City of Indianapolis required a ramp or other accessible means of entry and exit. When built, the house had no accessible entry as shown by photographs housed by the Indianapolis Historic Preservation Commission. The proponent felt the construction was maintenance or repair, and not new construction. Following discussion, Commissioner Brenner moved that no variance was required, with the second by Commissioner Richard. It was voted upon and carried.

(47) 13-06-34 IPS John Marshall High School Food Service, Indianapolis

Ed Rensink, RTM Consultants, spoke as proponent. An existing food service area was to be renovated, and existing asbestos fireproofing for the structural steel was to be removed and not replaced. The area was to be protected by an automatic sprinkler system, with the balance of the building sprinklered in the future. Following discussion, Commissioner Corey moved to approve, with the second by Commissioner Brown. It was voted upon and carried.

(48) 13-06-35 The Cupbearer Café, Auburn

Tim Callas, J&T Consulting, spoke as proponent. The 1920's building was to undergo a change of occupancy from an M to A-2 occupancy, and a Chapter 34 review had been done. If the third floor is considered an attic, the review would receive a passing score. Plan Review has declared it a third story, and the review failed. The space in question has limited access via one dilapidated stair, which the owner has offered to enclose and lock, giving the key to the fire department so they may do inspections. The floor does not have floor loading for any occupancy, and would not be used. The proponent noted that, in the past, the Commission had called an unusable, limited access area like this an attic. Dean Illingworth, Building Code Compliance Officer, noted that the Odd Fellows built the building and had not used the third floor as an attic. Following discussion, Commissioner Hawkins moved to approve the variance to allow Chapter 34 to be applied to the first and second floors only, with the condition that access to the locked third floor was to be by maintenance personnel and fire department personnel only. Commissioner Brenner made the second. It was voted upon and carried.

- (49) 13-06-36 University of Notre Dame Lyons Hall Renovation, Notre Dame

Ed Rensink, RTM Consultants, spoke as proponent. The request was to allow the occupant load to increase from 48 to a calculated 66 persons for the renovated student lounge, without the required second exit. The building is sprinklered, and the path of travel from the area is 70 feet. An existing kitchen and restroom facilities are included in the lounge area. Following discussion, Commissioner Brenner moved to approve with the condition that exit doors shall not interact to prevent egress. Commissioner Richard made the second. It was voted upon and carried.

- (50) 13-06-38(a)(b)(c) Jockamo Upper Crust Pizza Expansion, Indianapolis

Ed Rensink, RTM Consultants, spoke as proponent. The business was to expand into the neighboring tenant space in the strip mall of 1930's vintage. Variance (a) was a request to use only the tenant space for the calculation of fire area in the Chapter 34 review. An existing CMU wall was to be used as a fire barrier, and a new 2-hour wall was to be constructed where there was no existing CMU wall to define the fire area for the project. Following discussion, Commissioner Cloud moved to approve, with the second by Commissioner Corey. It was voted upon and carried. Variance (b) was a request to provide a fire alarm, with a smoke detection system connected, for the tenant space only. Following discussion, Commissioner Cloud moved to approve, with the second by Commissioner Corey. It was voted upon and carried. Variance (c) was to allow the sprinkler system to be omitted. Following discussion, Commissioner Cloud moved to approve, with the second by Commissioner Corey. It was voted upon and carried, with two nay votes.

- (51) 13-06-39 Mustard Seed Gardens Metsker House, Noblesville

Ed Rensink, RTM Consultants, spoke as proponent. A house, constructed in the 1900's, was being converted for use as a bridal preparation area and small meetings on the ground floor only. The request was to allow the stairway, an important historical detail of the facility, to remain as it is, despite the noncompliant width. The second floor was to be used by employees, and the basement was to remain mechanical use only. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Brenner. It was voted upon and carried. Commissioner Mitchell abstained.

- (52) 13-06-40(a)(b)(c) 237 Washington Street Columbus, Columbus

Ed Rensink, RTM Consultants, spoke as proponent. An existing 3-story building was to have portions of the second and third floors converted to a residential occupancy. An area separated by a 2-hour fire barrier was to contain bedrooms, restrooms and common areas to be used by interns for a period of 2 months as they worked for offices in the area. The

request in variance (a) was to allow a Chapter 34 review to be done only for the residential portions of the building. Also addressing the Commission was Louis Joyner, architect for the project. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Corey. It was voted upon and carried. Variance (b) was to allow an existing stair, used as a required exit for the residential occupancy, to not fully comply with the 1-hour enclosure requirement for the Chapter 34 evaluation. Walls, where possible in the existing structure, were to be upgraded to comply. Variance (c) was to allow the existing floor assembly between the first and second floor supporting a short section of the 2-hour wall to be less than a full 2-hour assembly. A double layer of $\frac{5}{8}$ " Type X gypsum board was to be attached to the underside of the assembly. Following discussion, Commissioner Hakens moved to approve both (b) and (c) with the condition that the variances apply only to this owner and the proposed uses. Commissioner Brenner made the second. It was voted upon and carried.

- (53) 13-06-42 Villas at Geist Building 12, McCordsville
13-06-43 Villas at Geist Building 7, McCordsville

Tim Callas, J&T Consulting, and Sherri Meyer, resident association officer, spoke as proponents. Two years ago, a variance allowing an NFPA 13D sprinkler system to be installed, in lieu of an NFPA 13R sprinkler system, had been granted for Building 12. The building had been constructed with the required 2-hour fire walls and 2-hour fire barriers separating the units, but the NFPA 13D sprinkler system had not been installed. Building 7 was also constructed without the NFPA 13D sprinkler system. The supervisor in charge of construction is no longer with the Villas at Geist. The request was to allow a year to comply with variance 11-03-30 which granted the use of an NFPA 13D sprinkler system in lieu of an NFPA 13R sprinkler system. The year would allow time for bids, construction, and allow tenants time to make arrangements before construction starts. Mark Fasel, Fishers Department of Development, noted that the first ten buildings were released as townhouses. But after an interpretation by Scott Perez, Building Compliance Officer, they had been filed differently. Bonnie Robison, Plan Review, noted that Building 7 had never been filed. Following a lengthy discussion of townhouses and condos, Commissioner Brenner moved to approve both 13-06-42 and 13-06-43 with the condition that a monitored smoke and fire alarm system be installed, plans filed within ten days for Building 7, and the occupancy will be an R-2. Commissioner Mitchell made the second. It was voted upon and carried.

Breaking and reconvening. Chairman Hannum recessed the Commission at 12:09 p.m. It was called back to order at 12:20 p.m.

(54) 13-06-46(a)(b) Greene-Sullivan State Forest Campground Cabins, Dugger

Ron Peterson, Department of Natural Resources Engineering Division, spoke as proponent. The request was to omit sprinklers in (a) and to not comply with the Energy Code in (b). The cabin presented was the same design as those presented for Starve Hollow and Deem Lake. The windows from the sleeping room had been changed to comply with the requirements for emergency escape and rescue windows, however, per the Commission's approval for the previous variances, all other conditions to the Deem Lake and Starve Hollow variances were to be followed. Mr. Peterson noted that he had been unable to get proof of notification from the local fire official, despite his many attempts. Following discussion, Commissioner Brenner moved to approve, with the condition that notification of the local fire official must be filed with staff within thirty days. Commissioner Corey made the second. It was voted upon and carried.

(55) 13-06-50 God's House Tenant Space, Lafayette

Ed Rensink, RTM Consultants, spoke as proponent. A 3,000 square foot tenant space in an existing building was to be changed from an M occupancy to an A-3 occupancy for use by the church as a worship space. The request was to allow a Chapter 34 review to be done on the tenant space only. The space was to be separated from the rest of the building by a 2-hour fire barrier, and a smoke detection system was to be installed within the space. Patrick Grimes, Lafayette Fire Department, addressed the Commission, asking for some type of time limit for completion to be applied to the variance. He noted the group had not fully completed the required construction in their other location. Following discussion, Commissioner Richard moved to approve, with the condition that all work is to be completed before occupancy. Commissioner Brenner made the second. It was voted upon and carried.

(56) 13-06-51 Duffy's Place, Valparaiso

Christina Collester, RTM Consultants, spoke as proponent. A new deck was added to an existing restaurant. Two-thirds of the deck was to be under cover, and three sides were to be open. Revised plans had been filed showing two egress stairs from the deck, making egress through the restaurant unnecessary and giving a fifty foot travel distance from the deck. The building was not required to be sprinklered at the time of construction, and the building area is still below 5,000 square feet. The request was to omit sprinklers for the building and deck. Following discussion, Commissioner Brenner moved that no variance was required, with the second by Commissioner Richard. It was voted upon and carried.

(57) 13-06-54 Peerless Pump West Lobby Addition and Renovation, Indianapolis

Ed Rensink, RTM Consultants, spoke as proponent. The variance had been called out from the block vote by staff. Bonnie Robison, Plan Review, advised the Commission

that there was a problem with the construction type on the CDR not matching the construction type on the variance application. The proponent stated that the original filing for the CDR had used an incorrect construction type. Following discussion, Commissioner Brenner moved to approve with the condition that an addenda must be filed to correct the construction type. Commissioner Corey made the second. It was voted upon and carried.

- (58) 13-06-55 Monon & Main Condominiums Building 5, Carmel
13-06-56 Monon & Main Condominiums Building 8, Carmel
13-06-57 Monon & Main Condominiums Building 9, Carmel
13-06-58 Brownstone at Guilford Reserves B6, Carmel
13-06-59 Brownstone at Guilford Reserves B7, Carmel

Francois Mercho, project manager, spoke as proponent. The development had been started, carried to 60% completion, and then abandoned by the original developer. All the main utility lines had been laid out before an interpretation by Building Compliance Official Scott Perez, that crossing property lines with utilities was not permitted. The request was to allow the electric, gas and refrigerant lines to remain within the bulkheads, with all lines being fire caulked. Following a discussion which included townhouses vs. condominiums, Commissioner Hawkins moved to approve all five variances, with the second by Commissioner Richard. It was voted upon and carried.

- (59) 13-06-60 Parkview Whitley Hospital, Columbia City

Howard Mossing, Facilities Manager, spoke as proponent. When a fire watch had been needed by the facility, they had contacted the local fire department for personnel. The department was unable to supply the firefighters immediately, so the facility used their own personnel. They notified the fire department that their personnel were being used for the firewatch, they did no other jobs while on watch, and they were in contact with the fire department by radio. The request was to be allowed to continue using hospital personnel for fire watch duty as needed. Following discussion, Commissioner Hawkins moved to approve with the condition that the use of noncertified fire personnel was permitted for up to four hours, and that the fire chief must be notified immediately of the need for the fire watch. Commissioner Corey made the second. It was voted upon and carried.

- (60) 13-06-61(a)(b) The Way Church, Indianapolis

Tim Callas, J&T Consulting, spoke as proponent. A portion of an existing building was to be leased by the church, changing the occupancy from a B to an A-3. In variance (a) the request was to be allowed to not provide a 3-hour fire wall. Under the code of record, their 12", floor to roof deck, masonry wall was considered an area separation wall, and structural independence was not required. Plan Review is requiring a 3-hour fire wall.

Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Brenner. It was voted upon and carried. Variance (b) was a request to allow the small portion of the wood fascia along the front and sides of the building to remain. The proponent offered to seal the interior cavities with mineral wool instead of removing the fascia. Following discussion, Commissioner Hawkins moved approve with the condition the interior cavities which have the wood be sealed with mineral wool insulation. Commissioner Corey made the second. It was voted upon and carried.

(61) 13-05-18 Contractors Steel Sprinkler Deactivation, Hammond

No proponent appeared for questions. Commissioner Mitchell moved to table, with the second by Commissioner Corey. It was voted upon and carried.

5. Discussion of request for interpretation of NFPA 12

Mara Snyder, Director, Legal and Code Services, had asked the Commission for their interpretation of what tests are required in NFPA 12, since language listing what tests were required had been removed by amendment. Commissioner Mitchell noted that the language requiring visual, operational, and functional tests had been removed, asking did it mean that only full operational testing was intended to be used. Further discussion was held, and it was decided that a proposed non-rule policy document would be prepared by Ms. Snyder for Commission consideration at the July meeting.

6. Comments – Mara Snyder

Mara Snyder, Director, Legal and Code Services, noted that NFPA 72 had been approved by the Budget Agency, and now awaits approval by the administration. Ms. Snyder thanked Chairman Hannum for all of his help and leadership in his time on the Commission, noting this was his last meeting.

7. Chairman Hannum adjourned the meeting at 1:23 p.m.

APPROVED _____
David Hannum, Chairman